

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES – Commercial Taxes Department – Allegation of corruption and possession of assets disproportionate of his known sources of income against Sri B. Nagaiah, formerly Commercial Tax Officer, Circle-1, Karimnagar Town, presently (now Retd.) – Prosecuted in a Court of Law – Convicted - Show Cause Notice Issued – Explanation submitted - Punishment of withholding of Pension and Gratuity in full permanently – Final Orders – Issued.

REVENUE (VIG.I) DEPARTMENT

G.O. (Ms.) No. 1064

Dt.14.10.2009.

1. Judgment in C.C.No.9/97, dt.28.09.2006 of the Prl. Special Judge for SPE & ACB. Cases, Hyderabad.
 2. Memo No.53052/Vig.I(1)/1997-12, dt.07.02.2007.
 3. Explanation dt.04.04.2008 of Sri B. Nagaiah, CTO (Retd.).
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ORDER:

Where as, Sri B. Nagaiah, formerly Commercial Tax Officer, Circle-I, Karimnagar Town (now Retired) was prosecuted in a Court of Law on the allegation of corruption and possession of assets disproportionate to the known sources of income.

2) Whereas in the reference 1st read above, Sri B. Nagaiah, Commercial Tax Officer (Retd.) found guilty of the Charge under Section 13(1) (e) punishable U/sec. 13(2) of P.C. Act and consequently he was convicted U/sec 248(2) Cr. P.C. and sentenced to undergo Rigorous Imprisonment for one and half years for the Charge under Section-13(1)(e) punishable under Section-13(2) of the Act, and also to pay a Fine of Rs.5,000/- and in default to pay fine amount, to under Simple Imprisonment for three months. Undergone period of Accused Officer as U.T.P. if any shall be set off under Section-428 Cr.P.C.

3) And whereas Government after consideration of the matter, provisionally decided that since misconduct established against Sri B. Nagaiah, Commercial Tax Officer (Retd.) by his conviction on a criminal charge which is grave and deserve for imposition of the penalty of withholding of pension and gratuity in full permanently under Andhra Pradesh Revised Pension Rules, 1980, as he retired from Government Service on attaining the age of superannuation on 31.12.1995.

4) And whereas in the reference 2nd read above, a Show Cause Notice was issued on Sri B. Nagaiah, Commercial Tax Officer (Retd.). He was directed to explain as to why the Government should not impose the penalty of withholding of pension and gratuity in full permanently on him.

5) Sri B. Nagaiah, Commercial Tax Officer (Retd.) has submitted his explanation in the reference 4th read above, wherein, there are no valid grounds for consideration.

P.T.O.

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6) Government after careful examination of the matter in detail, decide to confirm the provisional decision taken earlier. Accordingly, hereby impose the penalty of withholding of pension and gratuity in full permanently under Rule 9 of the Andhra Pradesh Revised Pension Rules, 1980 on Sri B. Nagaiah, Commercial Tax Officer (Retd.).

7) The Commissioner of Commercial Taxes, A.P., Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

ASUTHOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri B. Nagaiah, Commercial Tax Officer (Retd.)
through the Commissioner of Commercial Taxes, A.P., Hyderabad.
The Commissioner of Commercial Taxes, A.P., Hyderabad
[with a request to serve the copy to the individual
and send served copy to Government for record.].

Copy to:-

The Secretary to Vigilance Commissioner, Secretariat, Hyderabad.
The Director General, Anti Corruption Bureau, Hyderabad.
The Accountant General, A.P., Hyderabad.
The District Treasury Officer, Karimnagar.
The Director of Treasuries and Accounts,
A.P., Hyderabad.
File/SF/SCs.

// FORWARDED :: BY ORDER //

SECTION OFFICER